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May 14, 2001

EXECUTIVE SECRETARY

Mr. David Waddell
Executive Director
Tennessee Regulatory Authority
404 James Robertson Parkway
Nashville, Tennessee 37243-0505

Re: Application of Momentum Business Solutions, Inc. for a Certificate of Convenience and Necessity as a Competing Telecommunications Services Provider, Docket No. 01-00379

VIA HAND DELIVERY

Dear Mr. Waddell:

The following addresses the Tennessee Regulatory Authority's ("TRA") request for additional information regarding the Application of Momentum Business Solutions, Inc. ("Momentum" or "Applicant").

Financial Requirements

1. TCA §65-4-125 amendment states that by September 1, 2000, all telecommunications service providers subject to the control and jurisdiction of the Authority, except those owners or operators of public telephone service who pay annual inspection and supervision fees pursuant to TCA §65-4-301(b), or any telecommunications service provider that owns and operates equipment facilities in Tennessee with a value of more than \$5 million, shall file with the Authority a corporate surety bond or irrevocable letter of credit in the amount of \$20,000 to secure payment of any monetary sanction imposed in any enforcement proceeding, brought under this title or the Consumer Telemarketing Protection Act of 1990, by or on behalf of the Authority. Will your company's equipment or facilities in Tennessee be in excess of \$5 million? If not, please provide a corporate surety bond or irrevocable letter of credit in the amount of \$20,000.

The required letter of credit was sent via certified mail to the Authority on April 27, 2001.

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2. Please quantify amounts included in financial statements and projections relating to reciprocal compensation for terminating ISP traffic.

This information was provided in the Application in the last sentence of Section III.B, at the top of page 4; the financial statements and projections include zero reciprocal compensation for the termination of ISP traffic.

IntraLATA Toll Dialing Parity Plan

Please provide the following information regarding your IntraLATA Toll Dialing Parity Plan:

1. The Company's anti-slamming procedures.

Momentum Business Solutions, Inc. will require its end-user customers to sign a Letter of Authorization ("LOA") for all services being provided by Momentum, including but not limited to Inter/IntraLATA PIC's. Momentum will maintain these signed LOAs in customer files as long as services are being provided by Momentum. Momentum will not process any end-user PIC requests without a signed LOA. Additionally, Momentum will not engage in any outbound telemarketing campaigns nor any proactive advertisement programs to solicit or entice end-users to utilize Momentum business services. In the event an end-user calls the Momentum Customer Service call center, an LOA will be faxed/emailed to the customer for signature approval to change any and all communication services.

2. Include statements concerning nondiscriminatory access to telephone numbers, operator services, directory assistance, and directory listings.

Momentum will not discriminate in providing access to any of the telecommunications or related services it may offer.

Numbering Issues

Please provide answers to the following questions concerning numbering within your proposed service area.

1. What is your company's expected demand for NXXs per NPA within a year of approval of your application?

2. How many NXXs do you estimate that you will request from NANPA when you establish your service footprint?

3. When and in what NPA do you expect to establish your service footprint?
4. Will the company sequentially assign telephone numbers within NXXs?
5. What measures does the company intend to take to conserve Tennessee numbering resources?
6. When ordering new NXXs for growth, what percentage fill of an existing NXX does the company use to determine when a request for a new NXX will be initiated?

Momentum is a non-facilities-based provider, so no NXXs will be needed. The Applicant has no plans to become facilities-based or owning its own switches. No demand will be made by Momentum for NXXs other than those that have been secured by BellSouth.

Tennessee Specific Operational Issues

Please provide answers to the following questions concerning Tennessee Specific Operational Issues.

1. How does the company intend to comply with TCA § 65-21-114? In its description please explain technically how the company will not bill for countywide calls within Tennessee.

Momentum has purchased and installed OSS systems as well as MAC databases to comply with all BellSouth area-wide calls in Tennessee. Momentum will process CDR files according to industry guidelines. A call that is determined to fall under area-wide calling will NOT be assessed toll charges. Momentum will continually update its OSS and applicable databases to ensure validity in its assessment of area-wide calling procedures.

2. Is the company aware of the Tennessee County Wide Calling database maintained by BellSouth and the procedures to enter your telephone numbers on the database?

Momentum is generally aware of the Tennessee County Wide Calling database maintained by BellSouth and the procedures to enter telephone numbers on the database. The Applicant is not going to be involved in entering telephone numbers, however, due to the nature of its business and will not need to utilize the database.

3. How does your company intend to provide metro area toll-free calling ("MAC") around Memphis, Nashville, Knoxville and Chattanooga?

Momentum will not assess toll charges for area-wide calling, as discussed above.

4. Is the company aware of the MAC database maintained by BellSouth and the procedures to enter your telephone numbers on the database?

As stated above, Momentum is generally aware of the MAC database maintained by BellSouth and the procedures to enter telephone numbers on the database.

5. Please provide the name and telephone number of an employee of your company that will be responsible to work with the TRA on resolving customer complaints.

As provided in Section IV, page 8 of the Application, Todd Fowler will be responsible for resolving any customer complaints and he can be reached at (205) 978-2909.

6. Does the company intend to telemarket its services in Tennessee? If yes, is the company aware of the telemarketing statutes and regulations found in TCA §65-4-401 et seq. and Chapter 1220-4-11?

As stated in the Application in the last paragraph of Section VII, Momentum does not intend to telemarket its services in Tennessee.

Miscellaneous

Please provide the following miscellaneous information regarding Momentum Business Solutions, Inc.:

1. Identify all states where certified as a telecommunications provider and the status of its certifications in other states.

This information was provided in the Application in Section IV.E, "Current Certifications." An application filing is pending in the state of Georgia.

2. Applicant's involvement in pertinent mergers, acquisitions, etc.

Momentum has not been involved in a merger or acquisition.

We hope that this information is responsive to the TRA's requests. If you have any questions or comments, please call.

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Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By: 

April A. Ingram

AAI/

cc: Alan Creighton
Peggy McKay